GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:3306
ANSWERED ON:21.12.2004
MISUSE OF SECTION 498-A OF IPC
Sahu Shri Chandra Sekhar

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Section 498-A of IPC regarding demand for dowry is being abused at large by the bride/her parents; ;

(b) if so, whether any committee has recommended to the Government to make changes in the above section or to abolish the same in view of its misuse;

(c) if so, the details in this regard;

(d) the details of criteria/guidelines followed in registering a case on receipt of a complaint in such cases;

(e) the number of cases that have been registered under the above section in Delhi, Police Station-wise particularly in Mangolpuri Police Station during -2004 till date; and

(f) the provisions/remedy available for affected person and the action taken against persons making bogus complaints and false allegations?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI MANIKRAO HODLYA GAVIT)

(a) to (c): The Malimath Committee on Reforms of Criminal Justice System and the Law Commissioner of India have, interalia, reviewed the provision of Section 498A of IPC. On the basis of the recommendations made by the Malimath Committee in its Report and also on the basis of the recommendations made by the Law Commission in its 154th Report on the Code of Criminal Procedure, 1973, it has been proposed in the Criminal Law (Amendment) Bill, 2003, introduced in the Rajya Sabha on 22nd August, 2003, to make the offence at Section 498A IPC a compoundable one.

(d): The criteria/guidelines followed in registering a case under section 498-A is similar to registering any other congnizable offence as laid down in the Code of Criminal Procedure, 1973.

(e): A statement is enclosed. 17 such cases have been registered in Mangolpuri Police Station during the period. Complaint under section 498A IPC is usually registered along with section 406 IPC .

(f): Sections 182 and 211 of IPC provide punishment for making wrong complaint and false charge of offence. Similarly Section 358 of Cr. P.C. deals with cases of groundless arrests.

Annexure 'A'

Detail of Cases registered under section 498-A IPC including 406/498-A IPC (Police Stations-wise) during the year 2004 (upto 30/11/04)

EAST DISTRICT

S.NO.	NO.OF POLICE STATION	Repor- ted	Cance- lled	Admit- ted	Worked out	Chall- aned	Acqui- ttal	Convi- ction	Pending Trial	Pending Invest- igation	Untr- aced	Persons arrested
1.	KALYAN PURI	15	0	15	9	5	0	0	5	10	0	37
2.	NEW ASHOK NAGAR	12	0	12	5	3	0	0	3	9	0	23
3.	PANDAV NAGAR	10	0	10	6	4	0	0	4	6	0	20

4. MAYUR VIHAR	14	0	14	8	3	0	0	3	11	0	22	
5. MANDAWALI	16	1	15	6	1	0	0	1	14	0	23	
6. VIVEK VIHAR	11	0	11	9	5	0	0	4	7	0	39	
7 FARSH BAZAR	16	0	16	9	3	0	0	3	13	0	32	
8. ANAND VIHAR	9	0	9	3	2	0	0	2	7	0	12	
9. PREET VIHAR	17	0	17	11	6	0	0	6	11	0	54	
10. SHAKAR PUR	23	0	23	12	6	0	0	6	17	0	89	
11. GANDHI NAGAR	14	0	14	6	1	0	0	1	13	0	28	
12. KRISHNA NAGAR	27	0	27	18	3	0	0	3	24	0	55	
13. GEETA COLONY	11	0	11	6	4	0	0	4	7	0	34	
TOTAL	195	1	194	108	46	0	0	45	149	0	468	

NEW DELHI DISTT

14. PT. STREET	1	0	1	1	0	0	0	0	1	0	5	
15. MANDIR MARG	4	0	4	0	0	0	0	0	4	0	0	
16. CHANKAYA PURI	0	0	0	0	0	0	0	0	0	0	0	
17. TUGHLAK ROAD	1	0	1	0	0	0	0	0	1	0	0	
18. CONNAUGHT PLACE	0	0	0	0	0	0	0	0	0	0	0	
19. TILAK MARG	4	0	4	1	1	0	0	1	3	0	2	
TOTAL	10	0	10	2	1	0	0	1	9	0	7	

NORTH EAST DISTRICT

20. SEELAM PUR	18	0	18	10	4	0	0	4	14	0	25	
21. NEW USMANPUR	7	0	7	5	1	0	0	1	6	0	19	
22. BHAJAN PURA	15	0	15	14	3	0	0	3	11	0	26	
23. GOKAL PURI	21	1	20	14	0	0	0	0	20	0	67	
24. KHAJURI KHAS	12	0	12	12	2	0	0	1	11	0	18	
25. SHAHDARA	9	0	9	5	0	0	0	0	9	0	16	
26. WELCOME	8	0	8	5	0	0	0	2	6	0	25	
27. M.S. PARK	11	0	11	7	3	0	0	3	8	0	24	
28. SEEMA PURI	9	0	9	2	0	0	0	0	9	0	10	
29. NAND NAGRI	15	0	15	10	1	0	0	1	14	0	28	
30. DILSHAD GARDEN	4	0	4	3	2	0	0	2	2	0	12	
TOTAL	129	1	128	87	16	0	0	17	110	0	270	

CENTRAL DISTRICT

31. DARYA GANJ	1	0	1	1	1	0	0	1	0	0	1	
32. CH. MAHAL	7	0	7	4	2	1	0	1	5	0	10	
33. JAMA MASJID	0	0	0	0	0	0	0	0	0	0	0	
34. KAMLA MARKET	5	0	5	5	0	0	0	0	5	0	21	
35. HAUZ QAZI	8	0	8	6	2	0	0	2	6	0	3	
36. I.P. ESTATE	0	0	0	0	0	0	0	0	0	0	0	
37. PAHAR GANJ	5	0	5	3	1	0	0	1	4	0	12	
38. NABI KARIM	5	0	5	5	1	0	0	2	3	0	16	
39. D.B.G. ROAD	4	0	4	3	2	0	0	2	2	0	9	
40. KAROL BAGH	4	0	4	3	3	0	0	3	1	0	13	
41. PARSAD NAGAR	3	0	3	1	0	0	0	0	3	0	9	
42. RAJINDER NAGAR	4	0	4	4	4	0	0	4	0	0	5	

TOTAL	46	0	46	35	16	1	0	16	29	0	134

NORTH DISTRICT

43. CIVIL LINES	2	0	2	1	1	0	0	1	1	0	6
44. TIMARPUR	11	0	11	9	4	0	0	4	7	0	23
45. ROOP NAGAR	2	0	2	1	0	0	0	0	2	0	5
46. MAURICE NAGAR	0	0	0	0	0	0	0	0	0	0	0
47. SUBZI MANDI	5	0	5	2	2	0	0	2	3	0	6
48. GULABI BAGH	3	0	3	1	1	0	0	1	2	0	8
49. SARAI ROHILLA	13	0	13	10	5	0	0	5	8	0	38
50. SADAR BAZAR	3	0	1	1	0	0	0	0	3	0	1
51. BARA HINDU RAO	3	0	2	2	2	0	0	2	1	0	15
52. KASHMERE GATE	1	0	1	1	0	0	0	1	0	0	10
53. KOTWALI	3	0	3	3	1	0	0	1	2	0	10
54. LAHORI GATE	2	0	2	1	1	0	0	1	1	0	7
55. CHANDNI CHOWK	1	0	0	0	0	0	0	0	1	0	0

TOTAL	49	0	45	32	17	0	0	18	31	0	129

NORTH WEST DISTRICT

56. ASHOK VIHAR	15	0	15	6	2	0	0	2	13	0	14
57. KESHAV PURAM	10	0	10	3	1	0	0	1	9	0	7
58. SARASWATI VIHAR	18	1	17	6	0	0	0	0	17	0	12
59. MODEL TOWN	8	0	8	7	2	0	0	1	7	0	21
60. ADARSH NAGAR	8	0	8	6	0	0	0	0	8	0	20
61. MUKHERJEE NAGAR	9	2	7	6	2	0	0	2	5	0	27
62. NARELA IND. AREA	10	0	10	9	2	0	0	2	8	0	31
63. ALIPUR	4	0	4	2	0	0	0	4	0	11	
64. SAMAY PUR BADLI	13	0	13	7	3	0	0	3	10	0	23
65. BAWANA	10	0	10	8	3	0	0	3	7	0	19
66. JAHANGIR PURI	17	0	17	9	2	0	0	2	15	0	29
67. SHALIMAR BAGH	22	0	22	9	0	0	0	0	22	0	19
68. ROHINI	32	0	32	15	5	0	0	3	29	0	36
69. PRASHANT VIHAR	19	0	19	8	2	0	0	2	17	0	30
70. SULTAN PURI	26	0	26	23	1	0	0	1	25	0	58
71. MANGOL PURI	17	1	16	11	0	0	0	0	16	0	29
72. KANJHAWLA	5	0	5	4	2	0	0	1	4	0	13

TOTAL	243	4	239	139	27	0	0	23	216	0	399

SOUTH DISTRICT

73. HAUZ KHAS	4	0	4	1	0	0	0	0	4	0	4
74. MALVIYA NAGAR	22	1	21	12	2	0	0	2	19	0	37
75. MEHRAULI	13	1	12	8	0	0	0	0	12	0	38
76. DEFENCE COLONY	10	0	10	6	6	0	0	6	4	0	25
77. LODHI COLONY	5	0	5	1	1	0	0	1	4	0	1
78. KOTLA.MUBARAK PUR	7	0	7	1	0	0	0	0	7	0	7
79. LAJPAT NAGAR	8	1	7	2	1	0	0	1	6	0	4
80. SRI NIWAS PURI	8	0	8	7	2	0	0	0	0	8	9
81. HAZRAT NIZAMUDDIN	5	0	5	2	0	0	0	0	5	0	7
82. NEW FRIENDS COLONY	11	0	11	4	1	0	0	1	10	0	9
83. GREATER KAILASH	4	0	4	3	2	0	0	2	2	0	6
84. CHITRANJAN PARK	5	0	5	2	0	0	0	0	5	0	4
85. AMBEDAKAR NAGAR	14	0	14	13	3	0	0	3	14	0	36
86. SANGAM VIHAR	2	0	2	2	2	0	0	2	0	0	6
87. KALKAJI	2	0	2	2	1	0	0	1	1	0	4
88. BADAR PUR	1	0	1	1	0	0	0	0	1	0	1
89. OKHLA	0	0	0	0	0	0	0	0	0	0	0
90. SARITA VIHAR	0	0	0	0	0	0	0	0	0	0	0

TOTAL	121	3	118	67	21	0	0	19	94	8	198

SOUTH WEST DISTRICT

91. VASANT VIHAR	2	0	2	1	1	0	0	1	1	0	3	
92. R. K. PURAM	14	0	14	7	2	0	0	2	12	0	22	
93. SAROJINI NAGAR	12	0	12	8	0	0	0	0	12	0	21	
94. DELHI CANTT.	0	0	0	0	0	0	0	0	0	0	0	
95. VASANT KUNJ	7	0	7	3	0	0	0	0	7	0	12	
96. NARAINA	3	0	3	3	2	0	0	2	1	0	8	
97. MAYA PURI	2	0	2	2	0	0	0	0	2	0	4	
98. INDER PURI	3	0	3	2	1	0	0	1	2	0	10	
99. NAJAFGARH	21	0	21	12	4	0	0	4	17	0	29	
100. KAPAS HERA	8	0	8	5	2	0	0	2	6	0	29	
101. DABRI	26	0	26	17	5	0	0	5	21	0	52	
102. JAFFARPUR KALAN	7	0	7	7	0	0	0	0	7	0	25	
103. DWARKA	15	0	15	4	0	0	0	0	15	0	12	
TOTAL	120	0	120	71	17	0	0	17	103	0	227	

WEST DISTRICT

104. PATEL NAGAR	17	0	17	9	2	0	0	2	15	0	29	
105. ANAND PARBAT	2	0	2	1	1	0	0	1	1	0	4	
106. MOTI NAGAR	8	0	8	4	0	0	0	0	8	0	13	
107. TILAK NAGAR	24	0	24	8	3	0	0	2	22	0	26	
108. JANAK PURI	10	0	6	6	1	0	0	1	9	0	17	
109. VIKAS PURI	10	0	10	5	0	0	0	0	10	0	13	
110. UTTAM NAGAR	40	0	40	17	4	0	0	4	37	0	41	
111. PUNJABI BAGH	7	0	7	3	2	0	0	2	5	0	8	
112. PASCHIM VIHAR	19	0	9	14	4	0	0	3	16	0	46	
113. NANGLOI	16	0	16	9	2	0	0	2	14	0	38	
114. RAJOURI GARDEN	25	0	25	12	2	0	0	2	23	0	30	
115. HARI NAGAR	16	0	16	4	3	0	0	3	13	0	18	
116. KIRTI NAGAR	4	0	4	3	1	0	0	1	3	0	11	
TOTAL	198	0	184	95	25	0	0	23	176	0	294	

RAILWAY

117. NEW DELHI RLY STATION	0	0	0	0	0	0	0	0	0	0	0	
118. OLD DELHI RLY STATION	0	0	0	0	0	0	0	0	0	0	0	
TOTAL	0	0	0	0	0	0	0	0	0	0	0	